

TENNESSEE ALCOHOLIC BEVERAGE COMMISSION MINUTES TUESDAY, FEBRUARY 23 1:00 p.m.

The February 2021 meeting was held on February 23, 2021 at 1:00 p.m. in Nashville, TN. Chairman Skiles, Commissioner Tomita and Commissioner Roberts were present. In attendance on behalf of TABC staff were the following: Director Thomas and Chief Law Enforcement Officer Bond Tubbs.

Pursuant to T.C.A. §8-44-108, meetings may be conducted permitting participation of electronic or other means of communication.

1. REVIEW/APPROVAL OF THE JANUARY 26, 2021 COMMISSION MEETING MINUTES

<u>Discussion/Action Taken</u>: Commissioner Roberts moved to approve the minutes and the motion was seconded. The motion passed with three ayes.

2. RETAIL MATTERS

1. MANCHESTER LIQUORS

MANCHESTER, TENNESSEE (COFFEE COUNTY)

Applicant:

Jay Siree Radhe LLC

Member(s):

Vivek Patel (30%), Sumanbhai Patel (20%), Jigar Patel (50%)

Current licensee:

Manchester Liquors, LLC d/b/a Manchester Liquors 1

Proposed licensee:

Jay Siree Radhe LLC d/b/a Manchester Liquors

Before the Commission is a request for approval of a retail package store licensee to be located at 1656 Hillsboro Blvd, Manchester, TN 37355. The applicant is acquiring the package store from the existing licensee owned by Manchester Liquors, LLC². The TABC staff recommends conditional approval of the license subject to:

¹ License no. RTLRPS-COF-1911341

² In accordance with Tennessee law, sellers are to transfer title and possession of the liquor inventory to the applicant via TABC licensed wholesalers' involvement.





a. inspection

b. agent review

c. license fee

<u>Discussion/Action Taken</u>: Director Thomas summarized the request and recommended conditional approval subject to inspection, agent review and payment of the license fee. Commissioner Tomita moved approval subject to inspection, agent review and payment of the license fee and the motion was seconded. The motion passed with three ayes.

2. NORTH END WINE & SPIRITS SELMER, TENNESSEE (MCNAIRY COUNTY)

Applicant:

J & J NORTH SELMER MAR, INC

Member(s):

Jayeshkumar Patel (50%), Varshaben Patel (50%)

Current licensee:

North End Wine & Spirits, LLC d/b/a

North End Wine & Spirits³

Proposed licensee:

| & | NORTH SELMER MAR, INC d/b/a

North End Wine & Spirits

Before the Commission is a request for approval of a retail package store licensee to be located at 403 Peach St, Selmer, TN 38375. The applicant is acquiring the package store from the existing licensee owned by North End Wine & Spirits, LLC⁴. The TABC staff recommends conditional approval of the license subject to:

³ License no. RTLRPS-MCN-1806481

⁴ In accordance with Tennessee law, sellers are to transfer title and possession of the liquor inventory to the applicant via TABC licensed wholesalers' involvement.



a. certificate of compliance

b. deed and lease after closing

c. inspection

d. agent review

e. license fee

Discussion/Action Taken: Director Thomas summarized the request and recommended conditional approval subject to the certificate of compliance, deed and lease after closing, inspection, agent review and payment of the license fee. Commissioner Roberts moved approval subject to the certificate of compliance, deed and lease after closing, inspection, agent review and payment of the license fee, and the motion was seconded. The motion passed with three ayes.

3. NEIGHBORHOOD LIQUOR CHATTANOOGA, TENNESSEE (HAMILTON COUNTY)

Applicant:

BFMZ, LLC

Member(s):

Bashar Kaddorua (100%)

Current licensee:

Nimat Kaddoura d/b/a Big K Liquor Store ⁵

Proposed licensee:

BFMZ, LLC d/b/a Neighborhood Liquor

Before the Commission is a request for approval of a retail package store licensee to be located at 911 Dodson Ave, Chattanooga, TN 37406. The applicant is acquiring the package store from the existing licensee owned by Nimat Kaddoura⁶. The TABC staff recommends conditional approval of the license subject to payment of the license fee.

⁵ License no. RTLRPS-HAM-1915875

⁶ In accordance with Tennessee law, sellers are to transfer title and possession of the liquor inventory to the applicant via TABC licensed wholesalers' involvement.



<u>Discussion/Action Taken</u>: Director Thomas summarized the request and recommended conditional approval subject to payment of the license fee. Commissioner Tomita moved approval subject to payment of the license fee and the motion was seconded. The motion passed with three ayes.

4. TIP TOP LIQUORS MEMPHIS, TENNESSEE (SHELBY COUNTY)

Applicant: Tip Top Liquors LLC

Member(s): Hai Tran (60%), Duy Huynh (20%), K.Q. Tran (20%)

Current licensee: Hai Tran d/b/a Tip Top Liquor⁷

Proposed licensee: Tip Top Liquors LLC d/b/a Tip Top Liquors

Before the Commission is a request for approval of a retail package store licensee to be located at 1883 Madison Ave, Memphis, TN 38104. The applicant is changing the legal business structure from sole proprietor owned by Hai Tran⁸ to an LLC. The TABC staff recommends conditional approval of the license subject to payment of the license fee.

<u>Discussion/Action Taken</u>: Director Thomas summarized the request and recommended conditional approval subject to payment of the license fee. Commissioner Roberts moved approval subject to payment of the license fee and the motion was seconded. The motion passed with three ayes.

⁸ In accordance with Tennessee law, sellers are to transfer title and possession of the liquor inventory to the applicant via TABC licensed wholesalers' involvement.

⁷ License no. RTLRPS-SHE-1908701



5. HOT SHOT LIQUOR MADISON, TENNESSEE (DAVIDSON COUNTY)

Applicants:

Maged Faragalla and Maged Hanna

Member(s):

Maged Faragalla (50%), Maged Hanna (50%)

Current licensee:

IDEAL LIQUOR STORE, INC. d/b/a Ideal Liquor Store 9

Proposed licensee:

Maged Faragalla and Maged Hanna d/b/a Hot Shot Liquor

Before the Commission is a request for approval of a retail package store licensee to be located at 111B Gallatin Pike, Madison, TN 37115. The applicant is acquiring the package store from the existing licensee owned by IDEAL LIQUOR STORE, INC.¹⁰ to an LLC. <u>The TABC staff recommends conditional approval of the license subject to:</u>

- a. certificate of occupancy
- b. agent review
- c. license fee

<u>Discussion/Action Taken</u>: Director Thomas summarized the request and recommended conditional approval subject to the certificate of occupancy, agent review and payment of the license fee. Commissioner Tomita moved approval subject to the certificate of occupancy, agent review and payment of the license fee and the motion was seconded. The motion passed with three ayes.

⁹ License no. RTLRPS-DAV-1814471

¹⁰ In accordance with Tennessee law, sellers are to transfer title and possession of the liquor inventory to the applicant via TABC licensed wholesalers' involvement.



6. VILLAGE WINE & SPIRITS MONTEAGLE, TENNESSEE (GRUNDY COUNTY)

Applicant:

ABDJ Inc.

Retail package store licensee no. RTLRPS-GRU-1823415 located at 813 W Main St., Monteagle, TN 37356 is requesting to expand their premises. They are remodeling and adding a space for additional storage. The TABC staff recommends approval of the expansion.

<u>Discussion/Action Taken</u>: Director Thomas summarized the request and recommended approval of the expansion. Commissioner Roberts moved approval of the expansion and the motion was seconded. The motion passed with three ayes.

7. OAK LIQUOR MANCHESTER, TENNESSEE (COFFEE COUNTY)

Applicant:

JAY RADHE LLC

Retail package store licensee no. RTLRPS-COF-2011809 located at 1002 Interstate Dr., Manchester, TN 37355 is requesting to expand their premises. The package store is building additional retail space. The TABC staff recommends conditional approval of the expansion subject to:

- a. certificate of occupancy
- b. inspection

<u>Discussion/Action Taken</u>: Director Thomas summarized the request and recommended conditional approval subject to the certificate of occupancy and inspection. Commissioner Tomita moved conditional subject to the certificate of occupancy and inspection and the motion was seconded. The motion passed with three ayes.



8. NASHVILLE INTERNATIONAL AIRPORT NASHVILLE, TENNESSEE (DAVIDSON COUNTY)

Applicant:

METROPOLITAN NASHVILLE AIRPORT AUTHORITY (THE)

Retail package store licensee no. RTLRPS-DAV-1830904 located at 1 Terminal Dr., Nashville, TN 37214 is requesting to expand their premises. They are adding a space for a new storage location. The TABC staff recommends approval of the expansion.

<u>Discussion/Action Taken</u>: Director Thomas confirmed that this matter was a duplicate, so it did not go forward before the Commission.

9. JONESBOROUGH WINE & SPIRITS JONESBOROUGH, TENNESSEE (WASHINGTON COUNTY)

Applicant:

Jonesborough Wine & Spirits, Inc.

Current location:

1000 W. Jackson Blvd, Suite 1, Jonesborough, TN 37659

New location:

1577 W. Jackson Blvd., Suite 1, Jonesborough, TN 37659

Retail package store licensee no. RTLRPS-WAS-1809975 at 1000 W. Jackson Blvd, Suite 1, Jonesborough, TN 37659 is requesting a change in location. The retail package store will be moving into a larger retail space. The TABC staff recommends conditional approval of the change in location subject to:

- a. certificate of occupancy
- b. inspection

<u>Discussion/Action Taken</u>: Director Thomas summarized the request and recommended conditional approval subject to the certificate of occupancy and inspection. Commissioner Tomita moved conditional subject to the certificate of occupancy and inspection and the motion was seconded. The motion passed with three ayes.



3. WINERY MATTERS

1. COCKE COUNTY HOMEMADE WINES NEWPORT, TENNESSEE (COCKE COUNTY)

Applicant:

Cocke County Homemade Wines, LLC

Before the Commission is a request for approval of a winery to be located at 128 Old Crosby Rd, Newport, TN 37821. <u>The TABC staff recommends</u> conditional approval of the winery subject to:

- a. final approval from the Tennessee Department of Agriculture
- b. license fee

<u>Discussion/Action Taken</u>: Director Thomas summarized the request and recommended conditional approval subject to final approval from the Tennessee Department of Agriculture and license fee. Commissioner Roberts moved conditional subject to final approval from the Tennessee Department of Agriculture and license fee and the motion was seconded. The motion passed with three ayes.



2. WATAUGA LAKE WINERY BUTLER, TENNESSEE (JOHNSON COUNTY)

Applicant:

Watauga Lake Winery LLC

Shareholders:

William Adkins (50%), Mark Adkins (50%)

Before the Commission is a request for approval of a winery to be located at 6952 Big Dry Rum Rd., Butler, TN 37640. <u>The TABC staff recommends</u> conditional approval of the winery subject to:

a. deed after closing

b. inspection

c. license fee

<u>Discussion/Action Taken</u>: Director Thomas summarized the request and recommended conditional approval subject to deed after closing, inspection and license fee. Commissioner Tomita moved conditional subject to deed after closing, inspection and license fee and the motion was seconded. The motion passed with three ayes.



3. SMOKY MOUNTAIN WINERY GATLINBURG, TENNESSEE (SEVIER COUNTY)

Applicant:

SMOKY MOUNTAIN WINERY, INC.

Shareholders:

<u>Current</u> <u>Proposed</u>

Frank Fowler (28%)

Frank Fowler (16%)

Linda Fowler (28%)

Linda Fowler (16%)

David Fowler (44%)

David Fowler (68%)

The winery located at 450 Cherry St, Suite 2, Gatlinburg, TN 37738 is requesting approval of change in ownership. There are no new owners. Just a change of ownership percentages. <u>The TABC staff recommends approval of the change in ownership.</u>

<u>Discussion/Action Taken</u>: Director Thomas summarized the request and recommended approval of the change in ownership. Commissioner Roberts moved approval of the change in ownership and the motion was seconded. The motion passed with three ayes.



4. CROWN WINERY HUMBOLDT, TENNESSEE (GIBSON COUNTY)

Applicant:

CROWN WINERY, LLC

Shareholders:

Current

Proposed

Dawn Fallert (26%)

Dawn Fallert (50%)

Scott Fallert (28%)

Scott Fallert (50%)

Christine Horner (24%) Andrew Horner (24%)

The winery located at 3638 E Mitchell St., Humboldt, TN 38343 is requesting approval of change in ownership. One set of owners is selling their interests to the other set of current owners. <u>The TABC staff recommends approval of the change in ownership.</u>

<u>Discussion/Action Taken</u>: Director Thomas summarized the request and recommended approval of the change in ownership. Commissioner Tomita moved approval of the change in ownership and the motion was seconded. The motion passed with three ayes.

3. SATELLITE FACILITY MATTERS

1. DELMONACO WINERY & VINEYARDS WATERTOWN, TENNESSEE (WILSON COUNTY)

Applicant:

DELMONACO WINERY & VINEYARDS LLC

Before the Commission is a request for approval of a satellite facility to be located at 120 E Main St., Watertown, TN 37184. <u>The TABC staff recommends conditional approval of the winery subject to:</u>

- a. certificate of occupancy
- b. inspection



<u>Discussion/Action Taken</u>: Director Thomas summarized the request and recommended conditional approval subject to the certificate of occupancy and inspection. Commissioner Roberts moved conditional subject to the certificate of occupancy and inspection and the motion was seconded. The motion passed with three ayes.

4. WHOLESALER MATTERS

CARDIN DISTRIBUTING COMPANY PULASKI, TENNESSEE (GILES COUNTY)

Applicant:

Cardin Distributing Company, Inc.

Before the Commission is a request for approval of a wholesaler to be located at 1219 West College St., Pulaski, TN 38478. The TABC staff recommends conditional approval of the wholesaler subject to payment of the license fee.

<u>Discussion/Action Taken</u>: Director Thomas summarized the request and recommended conditional approval subject to payment of the license fee. Commissioner Tomita moved conditional subject to payment of the license fee and the motion was seconded. The motion passed with three ayes.



5. MANUFACTURING MATTERS

1. BIG MACHINE BREWERY & DISTILLERY NASHVILLE, TENNESSEE (DAVIDSON COUNTY)

Applicant:

Tenn South Distillery LLC

Before the Commission is a request for approval of a manufacturer to be located at 122 S 3rd Ave, Nashville, TN 37201. <u>The TABC staff recommends conditional approval of the manufacturer subject to:</u>

- a. inspection
- b. executed merger documents
- c. lease assignment
- d. license fee

Discussion/Action Taken: Director Thomas summarized the request and recommended conditional approval subject to inspection, executed merger documents, lease assignment and payment of the license fee. Commissioner Roberts moved approval subject to inspection, executed merger documents, lease assignment and payment of the license fee and the motion was seconded. The motion passed with three ayes.



2. BIG MACHINE DISTILLERY & TAVERN NASHVILLE, TENNESSEE (DAVIDSON COUNTY)

Applicant:

Tenn South Distillery LLC

Before the Commission is a request for approval of a manufacturer to be located at 2824 Bransford Ave, Nashville, TN 37204. The TABC staff recommends conditional approval of the manufacturer subject to:

- a. inspection
- b. executed merger documents
- c. lease assignment
- d. license fee

Discussion/Action Taken: Director Thomas summarized the request and recommended conditional approval subject to inspection, executed merger documents, lease assignment and payment of the license fee. Commissioner Tomita moved approval subject to inspection, executed merger documents, lease assignment and payment of the license fee and the motion was seconded. The motion passed with three ayes.



3. TENNESSEE SHINE COMPANY GATLINBURG, TENNESSEE (SEVIER COUNTY)

Applicant:

XXX Distillery, LLC

Before the Commission is a request for approval of a manufacturer to be located at 519 Parkway, Gatlinburg, TN 37738. <u>The TABC staff recommends conditional approval of the manufacturer subject to:</u>

- a. inspection
- b. executed merger documents
- c. lease assignment
- d. sales and use certificate
- e. license fee

Discussion/Action Taken: Director Thomas summarized the request and recommended conditional approval subject to inspection, executed merger documents, lease assignment, sales and use certificate and payment of the license fee. Commissioner Roberts moved approval subject to inspection, executed merger documents, lease assignment, sales and use certificate and payment of the license fee and the motion was seconded. The motion passed with three ayes.



4. D & S DISTILLERS LLC SEVIERVILLE, TENNESSEE (SEVIER COUNTY)

Applicant:

D & S Distillers, LLC (d/b/a name: LIGHTSEEKER DISTILLERY)

Shareholders:

Current

Proposed

January 2017, LLC (51%)

Danielle Parton (51%)

Marcus Delgado (49%)

Marcus Delgado (49%)

The manufacturer located at 1610 Jenkins Rd., Sevierville, TN 37876 is requesting approval of change in ownership. The majority shareholder selling interest to new shareholder. The TABC staff recommends approval of the change in ownership.

Discussion/Action Taken: Director Thomas summarized the request and recommended approval of the change in ownership. Commissioner Tomita moved approval of the change in ownership and the motion was seconded. The motion passed with three ayes.

5. YEE-HAW BREWING NASHVILLE, TENNESSEE (DAVIDSON COUNTY)

Applicant:

Yee-Haw Brewing, LLC

Trustees:

Current

Proposed

Charles Edwards, III

Mika Edwards

The manufacturer located at 1610 Jenkins Rd., Sevierville, TN 37876 is requesting approval of change in ownership. The manufacturer is changing trustees. The TABC staff recommends approval of the change in ownership.



<u>Discussion/Action Taken</u>: Director Thomas summarized the request and recommended approval of the change in ownership. Commissioner Roberts moved approval of the change in ownership and the motion was seconded. The motion passed with three ayes.

6. YEE-HAW BREWING JOHNSON CITY, TENNESSEE (WASHINGTON COUNTY)

Trustees:

Current

Proposed

Charles Edwards, III

Mika Edwards

The manufacturer located at 126 Buffalo St., Johnson City, TN 37604 is requesting approval of change in ownership. The manufacturer is changing trustees. The TABC staff recommends approval of the change in ownership.

Discussion/Action Taken: Director Thomas summarized the request and recommended approval of the change in ownership. Commissioner Tomita moved approval of the change in ownership and the motion was seconded. The motion passed with three ayes.

6. MISCELLANEOUS

Director's Update

<u>Discussion/Action Taken</u>: Director Thomas updated the Commission on a couple of items, including the legislature being back in session with the TABC having two proposed bills in place.

Law Enforcement Update

<u>Discussion/Action Taken</u>: CLEO Tubbs updated the Commission on enforcement activity since the last meeting including statistics on the number of inspections conducted, citations issued, fine amounts, minor compliance checks and compliance rate, seizures, and personnel news. New TABC Agent Joe Owen was sworn in by Chairman Skiles at the end of the meeting.



7. NEXT MEETING — Thursday, March 25 @ 1:00PM CST

APPROVED FOR ENTRY UPON THE MINUTE BOOKS OF THE TENNESSEE ALCOHOLIC BEVERAGE COMMISSION THIS THE 25th DAY OF MARCH 2021.

Commissioner

Director